

HOUSE BILL No. 1149

DIGEST OF INTRODUCED BILL

Citations Affected: IC 4-22-2.1-6; IC 5-21; IC 5-22-22-4.5; IC 9-14-3-5; IC 9-29-2-2.

Synopsis: Repeal of intelenet commission. Repeals the law establishing the intelenet commission. Requires the office of technology to assume the functions of the intelenet commission.

Effective: July 1, 2007.

Murphy

January 11, 2007, read first time and referred to Committee on Interstate and International Cooperation.

C
o
p
y



Introduced

First Regular Session 115th General Assembly (2007)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2006 Regular Session of the General Assembly.

HOUSE BILL No. 1149

A BILL FOR AN ACT to amend the Indiana Code concerning state offices and administration.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 4-22-2.1-6, AS ADDED BY P.L.188-2005,
2 SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
3 JULY 1, 2007]: Sec. 6. (a) Not later than seven (7) days before the date
4 of the public hearing set forth in the agency's notice under
5 IC 4-22-2-24, the corporation shall do the following:

6 (1) Review the proposed rule and economic impact statement
7 submitted to the corporation by the agency under section 5(c) of
8 this chapter.

9 (2) Submit written comments to the agency on the proposed rule
10 and the economic impact statement prepared by the agency under
11 section 5 of this chapter. The corporation's comments may:

12 (A) recommend that the agency implement one (1) or more of
13 the regulatory alternatives considered by the agency under
14 section 5(a)(5) of this chapter;

15 (B) suggest regulatory alternatives not considered by the
16 agency under section 5(a)(5) of this chapter;

17 (C) recommend any other changes to the proposed rule that



C
o
p
y

would minimize the economic impact of the proposed rule on small businesses; or

(D) recommend that the agency abandon or delay the rulemaking action until:

(i) more data on the impact of the proposed rule on small businesses can be gathered and evaluated; or

(ii) less intrusive or less costly alternative methods of achieving the purpose of the proposed rule can be effectively implemented with respect to small businesses.

(b) Upon receipt of the corporation's written comments under subsection (a), the agency shall make the comments available:

(1) for public inspection and copying at the offices of the agency under IC 5-14-3;

(2) electronically through the electronic gateway administered **under IC 4-13.1-2-2(a)(5) by the internet commission; office of technology;** and

(3) for distribution at the public hearing required by IC 4-22-2-26.

(c) Before finally adopting a rule under IC 4-22-2-29, and in the same manner that the agency considers public comments under IC 4-22-2-27, the agency must fully consider the comments submitted by the corporation under subsection (a). After considering the comments under this subsection, the agency may:

(1) adopt any version of the rule permitted under IC 4-22-2-29; or

(2) abandon or delay the rulemaking action as recommended by the corporation under subsection (a)(2)(D), if applicable.

SECTION 2. IC 5-22-22-4.5 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: Sec. 4.5. (a) The purchasing agency may sell surplus property using an Internet auction site that satisfies both of the following:

(1) The site is approved by the ~~internet commission~~; **office of technology established by IC 4-13.1-2-1.**

(2) The site is linked to the electronic gateway administered **under IC 4-13.1-2-2(a)(5) by the internet commission; office of technology.**

(b) The purchasing agency's posting of the sale on the Internet auction site must include a detailed description of the surplus property to be sold.

(c) The purchasing agency may pay the costs of conducting the auction on the Internet site as required by the person maintaining the auction site.

SECTION 3. IC 9-14-3-5, AS AMENDED BY P.L.210-2005, SECTION 16, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE

C
o
p
y



JULY 1, 2007]: Sec. 5. (a) Except as provided in subsection (b), (d), or (e), the bureau shall prepare and deliver information on titles, registrations, and licenses and permits upon the request of any person. All requests must be:

- (1) submitted in writing; or
- (2) made electronically through the computer gateway administered **under IC 4-13.1-2-2(a)(5)** by the ~~internet~~ **commission under IC 5-21; office of technology;**

to the bureau and, unless exempted under IC 9-29, must be accompanied by the payment of the fee prescribed in IC 9-29-2-2.

(b) The bureau shall not disclose:

- (1) the Social Security number;
- (2) the federal identification number;
- (3) the driver's license number;
- (4) the digital image of the driver's license applicant;
- (5) a reproduction of the signature secured under IC 9-24-9-1 or IC 9-24-16-3; or
- (6) medical or disability information;

of any person except as provided in subsection (c).

(c) The bureau may disclose any information listed in subsection

(b):

- (1) to a law enforcement officer;
- (2) to an agent or a designee of the department of state revenue;
- (3) for uses permitted under IC 9-14-3.5-10(1), IC 9-14-3.5-10(4), IC 9-14-3.5-10(6), and IC 9-14-3.5-10(9); or
- (4) for voter registration and election purposes required under IC 3-7 or IC 9-24-2.5.

(d) As provided under 42 U.S.C. 1973gg-3(b), the commission may not disclose any information concerning the failure of an applicant for a motor vehicle driver's license to sign a voter registration application, except as authorized under IC 3-7-14.

(e) The commission may not disclose any information concerning the failure of an applicant for a title, registration, license, or permit (other than a motor vehicle license described under subsection (d)) to sign a voter registration application, except as authorized under IC 3-7-14.

SECTION 4. IC 9-29-2-2, AS AMENDED BY P.L.210-2005, SECTION 56, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: Sec. 2. (a) The fee to obtain information regarding vehicle titles under IC 9-14-3-5 is:

- (1) four dollars (\$4) for each record requested in writing; and
- (2) a fee to be determined by the bureau not to exceed four dollars

C
o
p
y



1 (\$4), in conformance with IC 5-14-3-8, for each record requested
 2 electronically through the computer gateway administered **under**
 3 **IC 4-13.1-2-2(a)(5)** by the ~~intelenet commission under IC 5-21;~~
 4 **office of technology;**
 5 plus any service fee charged by the ~~intelenet commission;~~ **office of**
 6 **technology established by IC 4-13.1-2-1.**

7 (b) The fee to obtain information regarding a license, vehicle
 8 registration, or permit under IC 9-14-3-5 is four dollars (\$4) for a
 9 record requested either:

10 (1) in writing; or

11 (2) electronically through the computer gateway administered
 12 **under IC 4-13.1-2-2(a)(5)** by the ~~intelenet commission under~~
 13 ~~IC 5-21;~~ **office of technology;**
 14 plus any service fee charged by the ~~intelenet commission;~~ **office of**
 15 **technology established by IC 4-13.1-2-1.**

16 (c) The fee imposed by this section and paid to the bureau is in lieu
 17 of fees established under IC 5-14-3-8 and does not apply to a law
 18 enforcement agency or an agency of government.

19 SECTION 5. IC 5-21 IS REPEALED [EFFECTIVE JULY 1, 2007].

C
o
p
y

